

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Anagnostou et al.

Serial No.: 09/525,797

Filed: March 15, 2000

For: *METHOD OF TREATING ENDOTHELIAL INJURY*

Confirmation No. 9917

Group Art Unit: 1643

Examiner: Karen A. Canella

October 27, 2008

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REMARKS ACCOMPANYING  
REQUEST FOR CONTINUED EXAMINATION**

Sir/Madam:

These remarks are being submitted concurrently with the filing of a Request for Continued Examination ("RCE") and an Information Disclosure Statement ("IDS").

Applicants have submitted the RCE to permit consideration of the IDS and accompanying documents. The accompanying documents represent the Interlocutory Decision of the Opposition Division based upon the Opposition Proceeding in the European Patent Office (EPO) for corresponding European Patent No. 0933995 (European Patent Application No. 97940974.5). Applicants note that references discussed in the Interlocutory Decision have been considered by the Examiner (see IDS submitted on October 16, 2007).

Applicants respectfully request consideration of the Interlocutory Decision, and Applicants respectfully submit that the pending claims are patentable at least in view of the reasons previously made of record and further in view of the Examiner's previous consideration of the references relied upon in the Interlocutory Decision.